IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2302 OF 2005

Arvind Bapu Sawant & Anr. .. Petitioners
V/s.
State of Mahrashatra & Anr. .. Respondents

Mr. A.S.Khandeparkar for the Petitioners
Mr. A.M. Shinganpurkar, APP. for the Respondent-State
Mr. R.V. Gangal for the Respondent No. 2.

CORAM : V.M. KANADE, J.
DATED : 29TH APRIL, 2005

P.C.:-

1. Heard the learned counsel for the Applicant and the Respondents. The learned counsel appearing on behalf of the Respondents submits that charge has already been framed in the matter. The learned counsel appearing on behalf of the Petitioner seeks permission to withdraw the Application. All questions raised in this Application are kept open. It is urged by the Petitioner in this Petition that he was working as Police Officer and was posted at Wadala Police Station. The Complaint is already filed against the Respondent No.2 . It is submitted that the Respondent No.2, as counter-blast to the complaint, which was registered by Wadala Police Station, has filed this false and fictitious case against the present Petitioners. Several contentions are raised in this Application. It is clarified that all these questions are kept open. The Trial Court shall consider the legal and other submissions made by the Petitioners in the Trial Court on merits and in accordance with law. With these observations, the Criminal Application is allowed to be withdrawn.

(V.M. KANADE, J.)